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OFFICE OF PETITIONS

In re Application of	:	
Hul Chun Hsu	:	
Application No. 10/729,932	:	DECISION ON PETITION
Filed: December 9, 2003	:	
Attorney Docket No. OP094000506	:	

This is a decision on the petition to revive under 37 CFR 1.137(a), filed November 29, 2006, which is being treated as a petition to withdraw the holding of abandonment under 37 CFR 1.181 (no fee) in light of the refund request filed December 18, 2006.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a response to the non-final Office action mailed September 2, 2005. This Office action set a shortened statutory period for reply of three (3) months. No extensions of time under 37 CFR 1.136(a) were obtained. No reply having been received, the application became abandoned on December 3, 2005. A Notice of Abandonment was mailed on July 27, 2006.

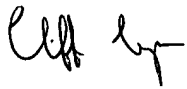
Petitioner asserts that the Office action was mailed to the incorrect address. A review of the record reveals that petitioner filed a Revocation and Power of Attorney and Change of Correspondence Address on August 17, 2005. It is obvious from reviewing the file that the Revocation of Power of Attorney and Change of Correspondence Address was not entered, and that the Office action was erroneously mailed to the incorrect address.

In view thereof, **the holding of abandonment is withdrawn.**

Given the basis for granting this petition, the \$250 petition fee has been refunded to Deposit Account No. 50-3303, as requested.

The matter is being forwarded to Group Art Unit 3753 for re-mailing of the September 2, 2005 Office action to the above address of record, setting a new period for reply.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo". The signature is stylized with a large "C" and a long horizontal stroke at the end.

Cliff Congo
Petitions Attorney
Office of Petitions